

Appl. No. : 10/090,421  
 Filed : February 28, 2002

# REMARKS

By way of summary, Claims 1-35 were originally filed in the present application. In the *Amendment* mailed on December 5, 2003, Claim 1 was cancelled. Claims 2, 5, 6, 8, 11, 13, 14, 16, 17, 19, 22-24 and 27 were amended and Claims 36-38 were added. Claims 2, 11, 13, 14, 37, and 38 have been amended. Accordingly, Claims 2-38 are pending.

## Request for Return of PTO-1449

A PTO-1449 form listing 7 references and was mailed on June 10, 2002. In the *Office Action* mailed on August 13, 2003, the Examiner initialed all the references, except for DE 42 34 682 A1. Applicant respectfully requests that the Examiner send the Applicant a signed and initialed form showing that the DE 42 34 682 A1 reference was considered.

## Claims in Condition for Allowance

Applicant acknowledges with appreciation that Claims 2-36 have been allowed.

Applicant has amended Claims 2, 11, 13, and 14 to correct spelling errors and respectfully requests the Examiner to allow the amendments.

Claims 37 and 38 have been amended to include subject matter of previously dependent claims that the Examiner indicated as allowable in the *Office Action* mailed on August 13, 2003. Amended Claim 37 recites, among other things, that the exhaust unit, at least in part, is positioned generally rearward of the support member. A similar limitation was recited in originally filed Claim 2. The Examiner indicated that the subject matter of originally filed Claim 2 was allowable in the *Office Action* mailed on August 13, 2003. Amended Claim 38 recites, among other things, that a space is defined below a surface of the engine and above a surface of the exhaust guide member, and at least a portion of the third exhaust passage extending through the space. A similar limitation was recited in originally filed Claim 11. The Examiner indicated that the subject matter of originally filed Claim 11 was allowable in the *Office Action* mailed on August 13, 2003. Accordingly, Applicant respectfully submits that the application is in condition for allowance.

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Conclusion

In view of the foregoing remarks, Applicant respectfully requests the Examiner's entry of the amendments and reconsideration of the claims. As amended, the pending claims do not present any new issues. If any issues remain, including any that the Examiner feels can be addressed by an Examiner's Amendment, the Examiner is cordially invited to call the undersigned.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: Sept. 23, 2004

By: 

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AMEND  
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